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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Walke *et al.* Group Art Unit: 1647  
Application No.: 09/863,823 Examiner: F. Hamud  
Filed: 05/23/2001 Atty. Docket No.: LEX-0180-USA  
Title: Novel Human Proteins and Polynucleotides  
Encoding the Same

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**AMENDMENT AND RESPONSE TO OFFICE ACTION**  
**DATED SEPTEMBER 25, 2002**

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Assistant Commissioner for Patents  
Arlington, VA 22202

Sir:

The Applicants acknowledge the receipt of the Office Action ("the Action") mailed on September 25, 2002 (Paper No. 7), which has been carefully reviewed and studied. The Examiner is respectfully requested to enter the following amendments. Reexamination and reconsideration of the application is requested in view of the following amendments and remarks. In order to facilitate the Examiner's evaluation of the application, Applicants have attempted to address the objections and rejections in Paper No. 7 in the same order in which they were originally raised.

A Petition for an Extension of Time of two months to and including February 25, 2003, and authorization to deduct the fee as required under 37 C.F.R. § 1.17(a)(2) from Applicants' representatives Deposit Account are included. The response is thus timely filed. Applicants believe no fees in addition to the fee for the extension of time are due in connection with this response. However, the Commissioner is authorized to charge any additionally required fees or credit any overpayment to Deposit Account No. 50-0892.

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**AMENDMENT**

**In the claims:**

Please cancel claim 5 entirely without prejudice and without disclaimer as being drawn to a non-elected invention.



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PATENT TRADEMARK OFFICE